POSITION

Subject: Comments on the public consultation on Terms and Conditions for balancing services, restoration services, voltage and reactive power services and services related to congestion management.

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Please find hereafter the comments of FEBEG on ELIA's public consultation on the GT&C for balancing services (T&C FCR, T&C aFRR, T&C mFRR), restoration services (T&C RSP), voltage and reactive power services (T&C VSP), and services related to congestion management (T&C OPA, T&C SA)

Comments

General Comments

-A Hardship clause was included in the precedent GC but is missing in the proposed GC. It should be reintroduced.

-Art 1.7.3 Force Majeure
oP.9 "The term "force majeure" shall mean [...] [event] which has actually happened" : it should be completed with "or would happen if no measures are taken that prevent the performance of the obligations of the Party under this Contract".
oP.10, first bullet : "the impossibility to operate the grid or installations that from a functional point of view are part of it" : it should be completed with "or the facilities of the Service Provider" (reciprocity)

-Art 1.10.1 (p13) Amendments : Entry into force of amendments to the Contract should happen not earlier than 30 days (instead of 15 days) after such notification to the Service Provider.